



Tennessee Department of Environment and Conservation
Division of Water Resources
Mining Section
3711 Middlebrook Pike
Knoxville, Tennessee 37921-6538
PHONE (865) 594-6035 FAX (865) 594-6105

Public Participation Opportunities

Public Notice M2014-15

August 8, 2014

Last Day to Submit Comments: September 9, 2014

The purpose of this notice is to advise the public of the following draft environmental permits and to solicit comments and information necessary to evaluate the potential impact of the proposed activities on human health and the environment.

The Division has made the determination that the following NPDES permit applications are complete as required by *Rule 0400-40-03-.06(1)(c)*.

Individual NPDES Permits

Non-Coal Proposed Reissuances

Applicant **Bubba Johnson Contractors**
Facility **Bubba Johnson Contractors Sand Plant**
NPDES Permit Number **TN0079642**
County **Madison**
Street Address **Cerro Gordo Road**
City **Jackson**
Zip **38301**
Description of Activity **Construction sand and gravel mining and processing**
Receiving Streams **Hicks Creek**
Effluent Description **Treated wastewater and storm water**
Facility Latitude **35°34'54"**
Facility Longitude **88°51'44"**
Permit Writer **KBG**

Applicant **J. R. Hayes Construction Company Inc.**
Facility **Mine 4**
NPDES Permit Number **TN0071200**
County **Henry**
Street Address **1295 Joe Milam Road**
City **Buchanan**
Zip **38222**
Description of Activity **Construction sand and gravel mining**
Receiving Streams **Unnamed tributary to South Fork Eagle Creek**
Unnamed tributary to Eagle Creek
Effluent Description **Treated wastewater and storm water**
Facility Latitude **36°24'52"**
Facility Longitude **88°10'05"**
Permit Writer **DKC**

Applicant **Rogers Group Inc.**
Facility **Fayetteville Quarry**
NPDES Permit Number **TN0070874**
County Lincoln
Street Address 331 Shelbyville Highway
City Fayetteville
Zip 37334
Description of Activity Limestone mining and processing
Receiving Stream Unnamed tributary to Norris Creek, Norris Creek
Effluent Description Treated wastewater and storm water
Facility Latitude 35°57'25"
Facility Longitude 87°12'38"
Permit Writer KBG

Applicant **Rogers Group Inc.**
Facility **McMinnville Quarry**
NPDES Permit Number **TN0063461**
County Warren
Street Address 163 Stone Man Road
City McMinnville
Zip 37110
Description of Activity Limestone mining and processing with associated asphalt plant
Receiving Stream Karst topography within Collins River Watershed
Effluent Description Treated wastewater and storm water
Facility Latitude 35°38'30"
Facility Longitude 85°40'30"
Permit Writer KBG

Non-Coal Proposed Termination

Applicant **General Shale Brick Inc.**
Facility **Cash Hollow Area 19**
NPDES Permit Number **TN0071471**
County Washington
Street Address Cash Hollow Road
City Johnson City
Zip 37602
Description of Activity Shale and other clay mining
Receiving Streams Cash Hollow Creek
Effluent Description Treated wastewater and storm water
Facility Latitude 36°21'20"
Facility Longitude 82°20'40"
Permit Writer GWM

How to Comment:

The Tennessee Department of Environment and Conservation (TDEC) is requesting public comment on these permit actions. Obtaining a broad range of facts and opinions on Agency actions is one of the best ways to ensure quality decisions. Persons wishing to comment on these proposed actions may submit comments in writing to the Mining Section at the above letterhead address, Attn: Public Notice Coordinator, by fax (865) 594-6105 or by e-mail Gary.Mullins@tn.gov. The Division must receive your comments before the close of the comment period (see page 1).

How to Request a Public Hearing:

Interested persons may request in writing that the Director of the Division of Water Resources hold a public hearing on any application. The Division must receive your request before the close of the comment period. You must indicate the interest of the party filing it and the reasons for the hearing. When there is significant public interest for a hearing, the Division will hold a hearing in accordance with *Rule 0400-40-05-.06 (12)*. A separate public notice will announce the public hearing.

How the Department Will Proceed:

The Director of the Division of Water Resources will determine the final permit action after considering comments submitted during the comment period, the hearing record, if any, and the requirements of Federal and State acts and regulations.

To Obtain Permit Details:

Draft permits contain Antidegradation Determinations and Rationales that address information concerning the foundation for the Division's decisions. Copies of the applications, draft permits, and supporting documentation are in the permit files maintained at the Mining Section's office located at the letterhead address. There is a nominal fee for copying. These files are available for public inspection during normal visiting hours. Please email Kara.Blevins@tn.gov or call (865) 594-5460 to schedule an appointment for the review.

Permit Writers

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State of Tennessee Antidegradation Policy

Tennessee's Antidegradation Statement is in *Rule 0400-40-03-.06* of the Tennessee Department of Environment and Conservation. The primary purpose of the Antidegradation Policy is to establish a greater level of protection for high quality waters. Some high quality waters are in near-pristine condition. Others are determined to be high quality due to specialized uses and/or unique features.

Generally, there are two types of high quality waters. Outstanding National Resource Waters (ONRWs) receive the greatest level of protection. The Board of Water Quality, Oil and Gas designate these waters. New discharges or expansion of existing discharges cannot degrade existing water quality.

The Department identifies other high quality waters known as Exceptional Tennessee Water (ETW) and protects against their degradation. The Department may allow some degradation if the Department deems it economically and socially necessary.

Non-Exceptional Tennessee Water refer to surface waters that do not have the identification and/or designation as high quality. These waters must achieve and maintain Tennessee's Water Quality Standards.

State of Tennessee Policy of Non-Discrimination

Pursuant to the State of Tennessee's policy of non-discrimination, the Tennessee Department of Environment and Conservation does not discriminate on the basis of race, sex, religion, color, national or ethnic origin, age, disability, or military service in its policies, or in the admission or access to, or treatment or employment in its programs, services or activities. You may direct any Equal Employment Opportunity/Affirmative Action inquiries or complaints to the EEO/AA Coordinator, Office of General Counsel, William R. Snodgrass TN Tower, 312 Rosa L. Parks Avenue, Nashville, TN 37243-1102 or telephone 1-888-867-7455. Direct any Americans with Disabilities Act (ADA) inquiries or complaints to the ADA Coordinator, Human Resources Division, William R. Snodgrass TN Tower, 312 Rosa L. Parks Avenue, Nashville, TN 37243-1102 or telephone 1-866-253-5827. Hearing impaired callers may use the Tennessee Relay Service (1-800-848-0298).